

MAY 09 2005

FAX COVER SHEET
BANIAK PINE & GANNON

Intellectual Property Attorneys
150 N. Wacker Drive, Suite 1200
Chicago, Illinois 60606
Telephone 312-673-0360
Facsimile 312-673-0361

Date: May 9, 2005
To: Examiner Catherine Williams, Art Group 3763
U.S. Patent & Trademark Office
Fax No: 703-872-9306
From: Steven B. Courtright
Tel. No: 312-673-0360
Re: U.S. Serial No. 09/901,509 , filed July 9, 2001

Client No.: 5297/148
No. of Pages including this page): 8

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Please find attached a Transmittal Form and a Response to the Official Action dated February 9, 2005.

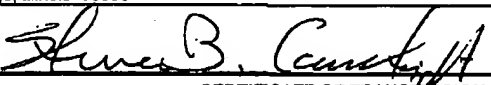
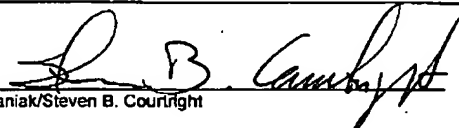
PTO/SB/21 (12/97): Approved for use through 9/30/00. OMB 0651-0021. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE
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TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>	Attorney Docket No.	5297/148
	Application Number	09/901,509
	Filing Date	July 9, 2001
	First Named Inventor	Brian H. SILVER et al
	Group Art Unit	3763
	Examiner	Kathryn L. Thompson

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Amendment / Response to Restriction/Election Req. <input checked="" type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Status Letter <input type="checkbox"/> Extension of Time Request (duplic) <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement, PTO-1449, art <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawings: <input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition <input type="checkbox"/> To Convert a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Applicant claims small entity status. <input type="checkbox"/> Request of Refund	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Post Card Receipt <input type="checkbox"/> Additional Enclosure(s) (please identify below): <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>
<input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. 50-0930. A duplicate copy of this sheet is enclosed.		

CALCULATION OF FEE

					Small Entity		Large Entity		
	Claims After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	or	Rate	Add'l Fee
Total		Minus		0	x \$9=	0		x \$18=	
Indep.		Minus		0	x \$42=	0		x \$84=	
First Presentation of Multiple Dep. Claim					+ \$140=	—		+ \$280=	
					total add'l fee	\$ 0		total add'l fee	\$ 0

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm or Individual name	Michael H. Baniak, Reg. No. 30,608 Attorney for Applicant(s) Steven B. Courtright, Reg. No. 40,966 Agent for Applicant(s) BANIAK PINE & GANNON 150 N. Wacker Drive, Suite 1200 Chicago, Illinois 60606		
Signature		Date:	May 9, 2005
CERTIFICATE OF TRANSMISSION			
I hereby certify that this correspondence is being facsimile transmitted to the Commissioner for Patents at the United States Patent and Trademark Office to Fax No. (703) 872-9306 on:			May 9, 2005
Signature	 Michael H. Baniak/Steven B. Courtright		Date: May 9, 2005

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Michael H. Baniak / Steven B. Courtright
Name of Applicants, Assignee, or Registered Representative


Signature

May 9, 2005
Date of Signature

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 09/901,509
Applicant(s) : Brian H. SILVER and
: Larry D. ANNIS
Filed : July 9, 2001
TC/A.U. : 3763
Examiner : Kathryn L. Thompson
Docket No. : 5297/148
Title : DIAPHRAGM PUMP AND PUMP
FOR DOUBLE-BREAST
PUMPING

Confirmation No. 7026

RESPONSE AFTER FINAL

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Responsive to the Office Action of February 9, 2005, consideration of the following
remarks, and withdrawal of the outstanding rejections, is respectfully requested.